

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1064 be amended to read as follows:

- 1 Page 3, after line 29, begin a new paragraph and insert:
- 2 "SECTION 4. IC 9-20-6-2, AS AMENDED BY P.L.3-2008,
- 3 SECTION 77, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2009]: Sec. 2. (a) The Indiana department of transportation or
- 5 local authority that:
- 6 (1) has jurisdiction over a highway or street; and
- 7 (2) is responsible for the repair and maintenance of the highway
- 8 or street;
- 9 may, upon proper application in writing and upon good cause shown,
- 10 grant a permit for transporting heavy vehicles and loads or other
- 11 objects not conforming to this article, including a vehicle transporting
- 12 an ocean going container, if the department or authority finds that other
- 13 traffic will not be seriously affected and the highway or bridge will not
- 14 be seriously damaged.
- 15 (b) The permit granted under subsection (a) must authorize the
- 16 operation of a tractor-semitrailer and load that:
- 17 (1) exceeds the maximum length limitation under this chapter;
- 18 and
- 19 (2) is subject to regulation under this chapter;
- 20 from one-half (1/2) hour before sunrise to one-half (1/2) hour after
- 21 sunset.
- 22 (c) A permit may be issued under this section for the following:
- 23 (1) A single trip.
- 24 (2) A definite time not exceeding thirty (30) days.
- 25 (3) A ninety (90) day period.
- 26 (4) A one (1) year period.
- 27 (d) This subsection applies to the transportation of ocean going
- 28 containers that:
- 29 (1) have been sealed at the place of origin and have not been
- 30 opened except by an agent of the federal government that may
- 31 inspect the contents; **and**

1 (2) ~~originated outside the United States; and~~
2 ~~(3)~~ are being transported to or from a distribution facility.
3 The total gross weight, with load of a vehicle or combination of
4 vehicles transporting an ocean going container may not exceed ~~ninety~~
5 **ninety-five** thousand ~~(90,000)~~ **(95,000)** pounds. A permit issued under
6 this section must be issued on an annual basis. A permit issued under
7 this subsection may not impose a limit on the number of movements
8 generated by the applicant or operator of a vehicle granted a permit
9 under this subsection."

(Reference is to EHB 1064 as printed March 18, 2009.)

Senator WYSS